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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
JOSE LUIS DIAZ,)
)
Defendant.)
)
)

No. CR 11-0489 WHA

**STIPULATION AND ~~PROPOSED~~
ORDER EXCLUDING TIME UNDER 18
U.S.C. § 3161**

The defendant appeared for his first status conference before this Court on August 30, 2011. The parties have agreed to exclude the period of time between August 30, 2011 to September 13, 2011, from any time limits applicable under 18 U.S.C. § 3161. The parties represented that granting the exclusion would allow the reasonable time necessary for effective preparation of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). The parties also agree that good cause exists, and that the ends of justice served by granting such an exclusion of time outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

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At the hearing, the Court made findings consistent with this agreement.

SO STIPULATED:

MELINDA HAAG
United States Attorney

DATED: September 7, 2011

/s/

SUSAN PHAN
Special Assistant U.S. Attorney

DATED: September 7, 2011

/s/

RITA BOSWORTH
Attorney for JOSE LUIS DIAZ

~~PROPOSED~~ ORDER

For the reasons stated above at the August 30, 2011 status conference, the Court finds that the exclusion from the time limits applicable under 18 U.S.C. § 3161 of the period from August 30, 2011 to September 13, 2011 is warranted and that good cause exists, and the ends of justice served by the continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. §3161(h)(7)(A).

IT IS SO ORDERED.

DATED: September 8, 2011.



WILLIAM H. ALSUP
United States District Judge